

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JOHN ARMSTRONG, et al.,

No. C 94-2307 CW

Plaintiffs,

ORDER GRANTING  
MOTIONS AND  
STIPULATIONS TO  
FILE UNDER SEAL  
(Docket Nos. 2235,  
2235-1, 2258,  
2260, 2271, 2271-  
1, 2281, 2299 and  
2301)

v.

EDMUND G. BROWN JR., et al.,

Defendants.

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Plaintiffs seek to seal the unredacted versions of the declaration of Corene Kendrick in support of their motion for a further enforcement order and an order holding Defendants in contempt, the declaration of Ms. Kendrick in support of their reply brief and the expert declaration of Pablo Stewart, M.D. Docket Nos. 2235 and 2271. Defendants have stipulated that these documents should be filed under seal. Docket No. 2235-1 and 2271-1. Plaintiffs also seek to file under seal the unredacted declarations of Jessica Saravia, Liz Mendoza and Nadine Valentien, which they also offer in connection with their enforcement and contempt motion. Docket No. 2281. Plaintiffs represent that Defendants object to the filing of the Saravia, Mendoza and Valentien declarations under seal and have submitted an email in which Defendants expressed their opposition. See Kendrick Decl. ¶ 5, Ex. C, Docket No. 2282. However, Defendants have not filed a response to Plaintiffs' motion to seal to oppose the request that the material be sealed.

Defendants seek to file under seal the unredacted declarations of G. Pannett and R. Knudsen, as well as the

1 unredacted exhibits to the declarations of V. Ramirez, M. Knowles  
2 and A. Sweeny, all offered in connection with their opposition to  
3 Plaintiffs' enforcement and contempt motion. Docket No. 2258.  
4 They also seek to file under seal the unredacted version of the  
5 exhibit to the declaration of A. Sweeny, offered in connection  
6 with their administrative motion to submit further evidence.  
7 Docket No. 2299. Plaintiffs have stipulated that these documents  
8 should be filed under seal. Docket Nos. 2260 and 2301.

9       Because the public interest favors filing all court documents  
10 in the public record, any party seeking to file a document under  
11 seal must demonstrate good cause to do so. Pintos v. Pac.  
12 Creditors Ass'n, 605 F.3d 665, 678 (9th Cir. 2010). This cannot  
13 be established simply by showing that the document is subject to a  
14 protective order or by stating in general terms that the material  
15 is considered to be confidential, but rather must be supported by  
16 a sworn declaration demonstrating with particularity the need to  
17 file each document under seal. See Civil Local Rule 79-5(a).

18       The parties have filed declarations in which they attest that  
19 the documents that they seek to seal contain personal information  
20 of prisoners, including their names, California Department of  
21 Corrections and Rehabilitation (CDCR) identification numbers and  
22 disability information. They have filed redacted versions of  
23 these documents that omit any information that identifies a  
24 prisoner. The Court finds that the parties have established  
25 sufficient reasons to support the filing of these unredacted  
26 documents under seal.

27       To the extent that, in their email to Plaintiffs, Defendants  
28 opposed the filing of the Saravia, Mendoza and Valentien

1 declarations under seal, because the declarations constitute  
2 "improper sur-reply materials" and "additional evidence that  
3 Plaintiffs could have filed with their initial moving papers,"  
4 Kendrick Decl. ¶ 5, Ex. C, Docket No. 2282, the Court notes that  
5 this is a separate question from whether the documents are  
6 sealable. See Civil Local Rule 79-5(a). Defendants do not  
7 dispute that the relevant information should be protected from  
8 public disclosure.

9 Accordingly, the parties' motions and stipulations to file  
10 under seal are GRANTED (Docket Nos. 2235, 2235-1, 2258, 2260,  
11 2271, 2271-1, 2281, 2299 and 2301). Within four days of the date  
12 of this Order, the parties shall electronically file under seal  
13 the unredacted versions of the documents identified above.

14 IT IS SO ORDERED.

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16 Dated: 5/9/2013

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19 CLAUDIA WILKEN  
20 United States District Judge  
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